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### REMARKS

Claims 1-17 and 19-40 are pending in this application. By this Amendment, Applicants amend Claim 1, 5, 16, 17, 21, 22 and 23.

For the first time, the Examiner rejected claims 1-17 and 19-40 under 35 U.S.C. § 112, second paragraph, for allegedly being indefinite. Particularly, the Examiner alleged that the phrase "prescribed relationship" fails to convey to the examiner its clear meaning. However, this phrase was recited in the claims as originally filed. Thus, this rejection constitutes a new grounds of rejection which was NOT necessitated by an amendment to the claims. Accordingly, Applicants respectfully submit that the Office Action mailed on March 26, 2002 has prematurely been made Final. Accordingly, Applicants respectfully request that the finality of this Office Action be withdrawn.

Applicants have amended claims 1, 5, 16, 17 and 21-23 to correct the informalities note by the Examiner. Particularly, the phrase "prescribed relationship" has been changed to --desired positional relationship-- to clearly and definitely set forth that the relationship referred to is a desired positional relationship between the contact position of the contact means and the object display position. Accordingly, Applicants respectfully request reconsideration and withdrawal of this rejection.

In view of the foregoing Amendments to the Claims and Remarks, Applicants respectfully submit that Claim 1, 5, 12, 16, 17, 19-21 and 23, are allowable over the prior art for the reasons described above. Claims 2-4, 6-11, 13-15, 18, 22 and 24-40 are dependent upon claims 1, 5, 12, 16, 17, 19-21 and 23, and are therefore allowable for at least the reasons that claims 1, 5, 12, 16, 17, 19-21 and 23 are allowable.

In view of the foregoing Amendments and Remarks, Applicant respectfully submits that this Application is in condition for allowance. Favorable consideration and prompt allowance are respectfully solicited.

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The Commissioner is authorized to charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 50-1353.

Respectfully submitted,

Date: June 26, 2002

  
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**VERSION WITH MARKINGS TO SHOW CHANGES MADE**

1. An image processing device comprising:
  - image processing means for executing image processing to move an object to different positions on a display means;
  - display means for displaying an image at an object display position based on the image processing;
  - contact input means movably provided and brought into contact with said display means by the operation of a player, for generating a signal for computing the contact position when contacting said display means;
  - position computing means for computing said contact position based on signals from the contact input means; and
  - determination means for determining whether a [prescribed] desired positional relationship is established between said contact position and said object display position based on computed results, wherein said image processing means provides prescribed image processing for said object when the determination means determines that [a prescribed] the desired positional relationship has been established.
  
5. An image processing device comprising:
  - image processing means for executing image processing to move an object to different positions on a display means;
  - display means for displaying an image at an object display position based on the image processing;
  - contact means movably provided and brought into contact with said display means by the operation of a player;
  - input means located near said display means and generating at least one signal for computing a contact position when said contact means is brought into contact with said display means;
  - position computing means for computing said contact position based on the at

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least one signal from the input means; and

determination means for determining whether a [prescribed] desired positional relationship is established between said contact position and said object display position based on a computed result;

wherein said image processing means provides prescribed image processing of said object when the determination means determines that [a prescribed] the desired positional relationship has been established.

16. A method for processing images, comprising:  
executing image processing to move an object to different positions on a display;  
displaying an image based on the step of executing image processing;  
providing contact to a display by the operation of a player, and generating a signal for computing a contact position when the contact has been made with said display;  
computing said contact position based on the signal; and  
determining whether a [prescribed] desired positional relationship is established between said contact position and an object display position, wherein said executing step provides prescribed image processing of said object when it has been determined that [a prescribed] the desired positional relationship has been established.

17. A method for processing images, comprising:  
executing image processing to move an object to different positions on a display;  
displaying an image based on the image processing;  
receiving a contact input when a player provides contact to a display;  
generating a signal to compute a contact position when the contact has been made with said display;  
computing said contact position based on the signal; and  
determining whether a [prescribed] desired positional relationship is established between said contact position and an object display position, wherein said executing step provides prescribed image processing of said object when it has been determined

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that [a prescribed] the desired positional relationship has been established.

21. An image processing system comprising:
- an image processing module for performing image processing for moving an object to different positions on a display module;
  - a display module for causing the display of an image based on the image processing performed by the image processing module;
  - a contact input module for receiving a contact input when contact occurs within a predetermined distance from the object and for generating a signal to compute a contact position when receiving the contact input; and
  - a determiner module for determining whether a [prescribed] desired positional relationship is established between the contact position and an object display position, wherein the image processing module provides prescribed image processing of the object when it has been determined that the [prescribed] desired positional relationship has been established.
22. The image processing system of claim 21 further including:
- a point calculator module for awarding points when the [prescribed] desired positional relationship has been established by the determiner module.
23. An image processing device comprising:
- an image processor for executing image processing to move an object to different positions on a display;
  - a display for displaying an image based on the image processing;
  - a contact unit movably provided and brought into contact with the display;
  - an input module for generating a position indicating signal when the contact unit is brought into contact with the display at a contact position;
  - a position module for computing the contact position based on the position indicating signal generated by the input module; and
  - a determiner module for determining whether a [prescribed] desired positional

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relationship is established between the contact position and an object display position, where said image processor provides prescribed image processing of the object when [a prescribed] the desired positional relationship has been established.

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# Fax

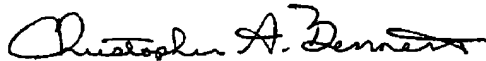
<b>To:</b> Examiner F. Nguyen	<b>From:</b> Christopher A. Bennett
<b>Fax:</b> 703-872-9315	<b>Date:</b> June 26, 2002
<b>Phone:</b> 703-308-8858	<b>Pages:</b> 11
<b>Re:</b> 09/000,301	<b>CC:</b>

**•Comments:**

Examiner Nguyen,

Please find attached an Amendment After Final Rejection for Application No. 09/000,301.

Respectfully submitted,



Christopher A. Bennett  
for  
KEATING & BENNETT, LLP